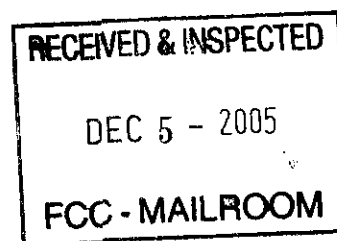


02-6

November 28, 2005

**LETTER OF APPEAL  
CC Docket No. 02-6  
Request for Review**



**Contact Information:**

Anton Salome  
Associate Superintendent Socorro Consolidated Schools  
Socorro Consolidated Schools  
PO Box 1157  
Socorro NM, 87801  
Fax number (505) 838-1682  
[asalome@socorro.k12.nm.us](mailto:asalome@socorro.k12.nm.us)  
(505) 838-3125

The purpose of this letter is to appeal to the FCC the following decisions presented in the Administrators Decision on Appeal-Funding Year 2005-2006

Appellant name:	Socorro Consolidated Schools
Service Provider:	Qwest Corporation
Applicant Billed Entity Number	143303
Service Provider SPIN	1430005231
Form 471 Application Number	473432
Funding Request Number	1305049

Appellant name:	Socorro Consolidated Schools
Service Provider:	Integrated Technologies
Applicant Billed Entity Number	143303
Service Provider SPIN	143027151
Form 471 Application Number	473432
Funding Request Number	1305178

Appellant name:	Socorro Consolidated Schools
Service Provider:	Socorro Electric Cooperative
Applicant Billed Entity Number	143303
Service Provider SPIN	143027092
Form 471 Application Number	473432
Funding Request Number	1305222

Appellant name:	Socorro Consolidated Schools
Service Provider:	Integrated Technologies
Applicant Billed Entity Number	143303
Service Provider SPIN	143027151
Form 471 Application Number	473432
Funding Request Number	1305306

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The funding commitment decision letter for funding year 2005 states for application number 473432 "Documentation indicates that you did not have a written Technology Plan at the time the Form 470 was filed. FCC rules require applicants to have a written technology plan, at the time the Form 470 was filed, if they are seeking discounts for more than basic phone service". Socorro Consolidated Schools appealed this decision stating that SCS did in fact have an approved Technology Plan in place during the time the 470 was filed, and provided evidence to that fact.

The SLD Decision on Appeal letter dated November 22, 2005 states that SCS responded to the SLD Selective Review (case SR-2005-BEN# 143303) dated August 2, 2005 stating that the Technology Plan was revised on February 19, 2005 and that this date was after the date the Socorro Consolidated Schools filed form 471.

The district's response to the above-mentioned Selective Review response and ultimately the reason for the appeal denial is the usage of the word revised. Perhaps the more concise term that should have been used in that Selective Review response is reviewed rather than revised. The Socorro Consolidated Schools Technology plan goes through the in district review process every February since 2003. Therefore, the review date for the 2005-2006 SCS Form 471 application number 473432 was conducted in February 2004, and not February 19, 2005. Basically, the use of 2005 was a typographical error.

The SLD denial of the appeal is based on an understanding that the SCS Technology plan was revised after the filing of form 470. The response on the SLD selective review questionnaire (case SR-2005-BEN# 143303) should have more clearly stated that the technology plan was approved and operative and in effect from November 22, 2002 through January 27, 2006. The SCS technology plan is reviewed annually for the purpose of goal attainment toward state approved technology goals.

The fact of the matter is that Socorro Consolidated Schools did have a state educational agency approved technology plan (FCC order 97-157, Paragraph 574) in place at the time the 2005-2006 form 470 and form 471 application number 473432 was submitted. The attachment indicates that Socorro Consolidated Schools has had a state approved technology plan in place since December 22, 2002, one that is operative and in effect through January 27, 2006. Please see the attachment from Ms. Michelle Lewis, the NM Public Education Department Technology Coordinator, attesting to this fact.

I must also mention that Socorro Consolidated Schools is located in the County of Socorro, the second poorest county in the 2<sup>nd</sup> poorest state in the country. Socorro Consolidated Schools relies enormously on the E-rate program to provide our children with access to the technology they deserve. Denial of the 2005-2006 request will negatively affect the progress that has previously been made.

Please re-evaluate this appeal based on the facts presented here within. It appears that the reason for denial by the SLD is due to a miscommunication and that the intention of the E-rate program will be preserved if the appeal is granted.

Please contact Ms. Michelle Lewis, New Mexico Public Education Department Technology coordinator. She can attest to the existence of the SCS districts three year approved and operative Technology Plan. As per my conversation with her, she has asked me to include her name number and email address:

Michelle Lewis  
New Mexico PED Technology Coordinator  
[mlewis@ped.state.nm.us](mailto:mlewis@ped.state.nm.us)  
(505) 827-8070

Based on the fact that the SLD decision on Appeal denied the following funding request numbers: 1305049, 1305178, 1305222, 1305306 for the same reason. The information provided serves as the appeal explanation for each of the above mentioned funding requests.

Thank you for your time and consideration in this matter of mutual concern.

Respectfully,

A handwritten signature in black ink, appearing to read "Frank J. Jaramillo". The signature is stylized with a large, looped "F" and a cursive "Jaramillo".

Frank J. Jaramillo  
Superintendent of Socorro Consolidated Schools

## Anton Salome

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**From:** Lewis, Michelle, PED [michelle.lewis@state.nm.us]  
**Sent:** Monday, November 28, 2005 11:25 AM  
**To:** asalome@socorro.k12.nm.us  
**Subject:** FW: Technology Plan

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**From:** Lewis, Michelle, PED  
**Sent:** Monday, November 28, 2005 11:17 AM  
**To:** 'asalome@socorro.k12.nm.us'  
**Subject:** Technology Plan



Anton—

Please be advised that your district has an approved technology plan from December 27, 2002 through December 27, 2005. Please submit a three year plan by January 27, 2006 so that you remain in compliance with EETT, Ed. Tech. and E\*RATE requirements. Take care!

Michelle M. Lewis

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11/28/2005